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MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE
COMMISSION HELD IN ITS OFFICES ON MAY 10, 2011

Commission Chairman Orjiakor N. Isiogu called the meeting to order at 4:00 p.m.
Executive Secretary Mary Jo Kunkle called the roll and declared there was a quorum.

PRESENT

Commission: Orjiakor N. Isiogu, Chairman
Monica Martinez, Commissioner
Greg R. White, Commissioner

Staff: Sally Wallace
Judy Palnau
Mary Jo Kunkle
Bret Totoraitis
Brian Farkas
Catherine Bowers
Paul Proudfoot
Cindy Swix

Public: Beverly Roberts, Consumers Energy
Courtney Kissel, Dykema Gossett
Suzy Denison, MEGA
Tim Hoffman, Consumers Energy
Lisa Gustafson, Consumers Energy
Linda Hilbert, Consumers Energy

- I.** Commissioner Martinez moved to approve today's agenda, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The agenda was approved.

- II.** Commissioner Martinez moved to approve the minutes of the Regular Commission Meeting of April 26, 2011, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The minutes were approved.

III. ORDERS

A. COMMUNICATIONS

1. U-12798 BROADWING COMMUNICATIONS, LLC, AND AT&T MICHIGAN
U-15394 HIAWATHA TELEPHONE COMPANY AND NEW CINGULAR
WIRELESS PCS, LLC, d/b/a AT&T MOBILITY PCS
U-16758 COMLINK, L.L.C., AND AT&T MICHIGAN
U-16765 LUCRE, INC., AND FRONTIER NORTH INC. AND FRONTIER
MIDSTATES INC.
U-16766 LYNX NETWORK GROUP, LLC, AND FRONTIER NORTH INC.
AND FRONTIER MIDSTATES INC.
U-16768 LYNX NETWORK GROUP, LLC, AND AT&T MICHIGAN
U-16778 PENINSULA FIBER NETWORK, LLC, AND AT&T MICHIGAN
(interconnection agreements and amendments)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which requests Commission approval of interconnection agreements or amendments. The order before you approves the requests, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. U-16529 PENINSULA FIBER NETWORK, LLC AND AT&T MICHIGAN
(interconnection agreement)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which is a petition for arbitration of an interconnection agreement between Peninsula Fiber Network, LLC, and AT&T Michigan. The order before you dismisses this case at the stipulation of the parties, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

3. U-16771 EDWARD T. AND CLAUDIA MISZE v FRONTIER NORTH INC.,
f/k/a VERIZON NORTH, INC.

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves a complaint alleging a

billing dispute. The order before you dismisses the complaint without prejudice, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

B. ELECTRIC

1. MINUTE EXECUTIVE ORDER 2011-4
ACTION (approval of administrative law manager)

Commissioner Martinez moved that the Commission adopt and issue minute dated May 10, 2011 directing the Commission's Executive Secretary to advise Michael J. Zimmer, Chief Deputy Director of the Department of Licensing and Regulatory Affairs and Executive Director of the Michigan Administrative Hearing System, to add the name of Administrative Law Manager Peter L. Plummer to the list of hearing officers approved by the Commission to perform administrative hearing functions for the Commission as provided in MCL 445.2021 and Executive Order 2011-4, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The minute was adopted.

2. U-15805 CONSUMERS ENERGY COMPANY
(renewable energy contracts)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves an application by Consumers Energy Company for approval of 57 contracts for the purchase of solar energy, capacity and renewable energy credits under Phase II of the Experimental Advanced Renewable Program. The order before you approves the contracts as in compliance with Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

3. U-15806 THE DETROIT EDISON COMPANY
(renewable energy contract amendments)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves an application by The Detroit Edison Company for approval of amendments to long term agreements with Gratiot County Wind LLC. The order before you approves the amendments as in compliance with Act 295 of 2008, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

4. U-15813 ALGER DELTA COOPERATIVE ELECTRIC ASSOCIATION
U-15816 CLOVERLAND ELECTRIC COOPERATIVE
U-15817 GREAT LAKES ENERGY COOPERATIVE
U-15818 MIDWEST ENERGY COOPERATIVE
U-15819 THE ONTONAGON COUNTY RURAL ELECTRIFICATION
ASSOCIATION
U-15820 PRESQUE ISLE ELECTRIC & GAS CO-OP
U-15821 THUMB ELECTRIC COOPERATIVE
U-15822 HOMEWORKS TRI-COUNTY ELECTRIC COOPERATIVE
(extension of time)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves a motion filed on behalf of Alger Delta Cooperative Electric Association, Cloverland Electric Cooperative, Great Lakes Energy Cooperative, Midwest Energy Cooperative, The Ontonagon County Rural Electrification Association, Presque Isle Electric & Gas Co-Op, Thumb Electric Cooperative, and HomeWorks Tri-County Electric Cooperative to defer the filing of energy optimization plan annual reports. The order before you grants the motion and directs the cooperatives to file their annual reports and energy optimization cost reconciliation cases by 5:00 p.m. on May 30, 2011, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

5. U-16246 THE DETROIT EDISON COMPANY
(forestry tracker reconciliation)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which is an application by The Detroit Edison Company requesting authority to reconcile its 2009 storm and non-storm expense tracking mechanism and approval of its 2009 line clearance expense report. The order before you approves the application and authorizes The Detroit Edison Company to refund \$15.3 million for storm and non-storm expense overcollection and \$487,398 for line clearance expense overcollection, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

6. U-16302 CONSUMERS ENERGY COMPANY
(energy optimization reconciliation)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves an application by Consumers Energy Company for reconciliation of its energy optimization plan costs and revenues for 2009. The order before you approves the energy optimization plan reconciliation, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

7. U-16498 CYNTHIA JACKA v THE DETROIT EDISON COMPANY AND
MICHIGAN CONSOLIDATED GAS COMPANY

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves the complaint of Cynthia Jacka against The Detroit Edison Company and Michigan Consolidated Gas Company. The order before you dismisses the complaint without prejudice, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

8. U-16543 CONSUMERS ENERGY COMPANY
(renewable energy plan amendment)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which concerns an application by Consumers Energy Company requesting approval of an amended renewable energy plan. The order before you conditionally approves the renewable energy plan, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

9. U-16563 COMMISSION'S OWN MOTION
(self-directed energy optimization filing forms and instructions)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which provides a notice of opportunity to comment on standard forms and instructions for self-directed customers and providers, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

C. GAS

1. U-16553 PRESIDIU ANTRIM WEST, LC
(Act 9 pipeline)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves an application by Presidium Antrim West, LC, seeking authority to construct and operate the Fruit Haven Gathering Pipeline in Joyfield Township,

Benzie County. The order before you approves the application,
Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

D. MOTOR CARRIER

1. T-1862 SHEPLER’S, INC.
(motion to dismiss)

Commissioner Martinez moved that the Commission adopt and issue order dated May 10, 2011 which involves a petition and complaint filed by Shepler’s, Inc., under the Carriers by Water Act, MCL 460.201 *et seq.* The order before you temporarily suspends the investigation ordered in this case including the May 16 and May 17, 2011 public hearings, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

IV. PUBLIC COMMENTS

There were no public comments.

Chairman Isiogu announced that the next regularly scheduled Commission Meeting will be held on May 26, 2011.

Commissioner Martinez moved that the Commission adjourn, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The motion was approved.

The meeting adjourned at 4:10 p.m.

Mary Jo Kunkle
Executive Secretary